IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.3151 OF 2005

Nandurkar Pramod Ambadas ...Applicant
vs.
State of Maharashtra ...Respondent

Mr.P.R.Arjunwadkar for the Applicant
Ms Sangeeta D.Shinde,A.P.P. for State

CORAM: A.S.OKA,J.
DATE : JUNE 13,2005.

P.C.:

1. Heard Counsel appearing for the parties. An offence has been registered against the Applicant and others punishable under Sections 143, 147, 148, 149, 307,324, 323, 427, 452, 504 and 506 of the Indian Penal Code and Section 135 of the Bombay Police Act at Vijapur Naka Police Station, Solapur. The Application for bail made by the Applicant has been rejected by the Sessions Court.

2. The learned Counsel appearing for the Applicant submitted that there are no criminal antecedents alleged against the Applicant. He submitted that the investigation is complete and the charge sheet has been filed. He submitted that it is not necessary to keep the Applicant in jail. Considering the nature of the allegations against the Applicant and the injuries allegedly sustained by the injured persons, the Applicant deserves to be enlarged on bail.

3. The learned A.P.P. has placed on record a copy of order dated 28th February 2005 passed by this Court in Criminal

Application No.1287 of 2005 made by which one of the accused for bail. The same case has been rejected. This Court has directed that the learned Sessions Judge should assign the case to the Fast Track Court to ensure the early disposal of the case.

4. The allegation against the Applicant is that he assaulted the brother of the complainant by using knife and he stabbed the brother of the complainant on the left side of the stomach. In the investigation there is a recovery of knife at the instance of the Applicant.

5. The learned Sessions Judge considering the seriousness of offence rejected the Application made by the Applicant. The learned Sessions Judge accepted the apprehension shown by the prosecution that if the Applicant is released on bail he will be flee from justice.

6. Considering the order passed by this Court in the case of co-accused and considering the seriousness of the allegation made against the Applicant, no case is made out for grant of bail. However, the speedy disposal of the trial has to be ensured by the Trial Court.

7. Hence Application is disposed of in above terms.

8. Parties to act upon an authenticated copy of this order.

JUDGE